

No. PD-0790-17

In the Court of Criminal Appeals of Texas
At Austin

FILED
COURT OF CRIMINAL APPEALS
2/8/2018
DEANA WILLIAMSON, CLERK

—◆—
No. 14-16-00230-CR

In the Court of Appeals
For the Fourteenth District of Texas
At Houston

—◆—
No. 1454620

In the 230th District Court
Of Harris County, Texas

—◆—
Keithrick Thomas

Appellant

v.

The State of Texas

Appellee

—◆—
**State's First Motion for Extension
Of Time to File Appellate Brief**
—◆—

To the Honorable Court of Appeals:

The State of Texas asks for a 15-day extension of time in which to file its appellate brief. The following facts are relevant:

1. The appellant was indicted for possession of between one and four grams of cocaine. (CR 11). Pursuant to a plea bargain with the State, the appellant pleaded guilty. (RR 9-11; CR 58). In accord with that

plea bargain, the trial court sentenced the appellant to two years' confinement. (CR 58). The trial court certified that this was a plea bargain case, but matters were raised by written motion filed and ruled on before trial, and the appellant has the right to appeal those matters. (CR 55). The appellant filed a timely notice of appeal. (CR 60).

2. On direct appeal, a unanimous panel of the Fourteenth Court affirmed the appellant's conviction and sentence in an unpublished opinion. *Thomas v. State*, 14-16-00230-CR, 2017 WL 2484366 (Tex. App.—Houston [14th Dist.] June 8, 2017, pet. granted) (mem. op. not designated for publication).
3. The State's brief is due on February 8, 2018.
4. This is the State's first request for extension.
5. This case was assigned to the undersigned attorney on January 9, 2018. Since then, the undersigned attorney has worked on the following appellate matters:
 - a. Nathan Foreman
Nos. 14-15-01005-CR & 14-15-01006-CR
Oral argument before *en banc* panel of the Fourteenth Court held on January 17, 2018; post-submission brief filed January 31, 2018

b. Vastie Coleman
No. 01-16-00252-CR
Brief filed February 2, 2018

6. Within the last two weeks, the undersigned attorney has had to relocate his office, which has caused some disruption in his work. Additionally, the undersigned attorney has taken off three personal days in this period due to pre-scheduled commitments.

WHEREFORE, the State prays that this Court will grant the requested extension.

Respectfully submitted,

/s/ C.A. Morgan
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Certificate of Service

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Date: February 8, 2018